

Debtor 1 Mark Ax
Debtor 2 _____
(Spouse, if filing) _____
United States Bankruptcy Court for the: Eastern District of Pennsylvania
(Philadelphia) _____
Case number 12-11596

Official Form 410S1**Notice of Mortgage Payment Change**

If the debtor's plan provides for payment of postpetition contractual installments on your claim secured by a security interest in the debtor's principal residence, you must use this form to give notice of any changes in the installment payment amount. File this form as a supplement to your proof of claim at least 21 days before the new payment amount is due. See Bankruptcy Rule 3002.1.

Name of Creditor: BANK OF AMERICA, N.A.**Court claim no.** (if known): _____**Last 4 digits** of any number you use to identify the debtor's account: 3571**Date of payment change:**

Must be at least 21 days after date of this notice

03/01/2017**New total payment:**

Principal, interest, and escrow, if any

\$2,033.01**Part 1: Escrow Account Payment Adjustment****1. Will there be a change in the debtor's escrow account payment?**

No



Yes Attach a copy of the escrow account statement prepared in a form consistent with applicable nonbankruptcy law.

Describe the basis for the change. If a statement is not attached, explain why:

_____Current escrow payment: \$683.40New escrow payment: \$674.46**Part 2: Mortgage Payment Adjustment****2. Will the debtor's principal and interest payment change based on an adjustment to the interest rate in the debtor's variable-rate note?**

No



Yes Attach a copy of the rate change notice prepared in a form consistent with applicable nonbankruptcy law.

If a notice is not attached, explain why:

Current interest rate: _____

New interest rate: _____

Current principal and interest payment: _____

New principal and interest payment: _____

Part 3: Other Payment Change**3. Will there be a change in the debtor's mortgage payment for a reason not listed above?**

No



Yes Attach a copy of any documents describing the basis for the change, such as a repayment plan or loan modification agreement. (Court approval may be required before the payment change can take effect.)

Reason for change: _____

Current mortgage payment: _____


New mortgage payment: _____

The person completing this Notice must sign it. Sign and print your name and your title, if any, and state your address and telephone number.

Check the appropriate box:

- ☒ I am the creditor.
☐ I am the creditor's authorized agent.

I declare under penalty of perjury that the information provided in this claim is true and correct to the best of my knowledge, information, and reasonable belief.

 /s/ Tiffany Darden Date 02/08/2017
Assistant Vice President

Print: Tiffany Darden Title Assistant Vice President

Company	Bank of America, N.A.	Specific Contact Information:
Address	16001 N. Dallas Pkwy	Phone: 214-209-5158
	Addison, TX 75001	Email: tiffany.darden@bankofamerica.com

UNITED STATES BANKRUPTCY COURT

Eastern District of Pennsylvania (Philadelphia)

Chapter 13 No. 12-11596

Judge: Judge Jean K. FitzSimon

In re:

Mark Ax

Debtor(s).

CERTIFICATE OF SERVICE

I hereby certify that on February 08, 2017, I have served a copy of this Notice and all attachments to the following by U.S. Mail, postage prepaid, or via filing with the US Bankruptcy Court's CM ECF system.

Debtor: By U.S. Postal Service First Class Mail Postage Prepaid:

Mark Ax
1035 3rd Avenue
Asbury Park, NJ 07712

Debtor's Attorney: By U.S. Postal Service First Class Mail Postage Prepaid:

MICHAEL A. CATALDO2
Cibik & Cataldo, P.C.
1500 Walnut Street
Suite 900
Philadelphia, PA 19102

Trustee: By U.S. Postal Service First Class Mail Postage Prepaid:

WILLIAM C. MILLER
Chapter 13 Trustee
1234 Market Street
Suite 1813
Philadelphia, PA 19107

/s/ Bruce Bertrand

4 S Technologies, LLC
(as authorized agent for Bank of America, N.A.)
200 Sheffield St., Suite 101
Mountainside, NJ 07092
(908) 588-9639
brucebertrand@4stechnologies.com

Bank of America



Home Loans

*CUSTOMER SERVICE
P.O. BOX 5170
SIMI VALLEY, CA 93062-5170*

Statement date: 01/13/2017

Loan No.: [REDACTED]

MARK AX
1035 3RD AVE
ASBURY PARK NJ 07712

Property address:
1035 3RD AVE
ASBURY PARK, NJ 07712

WE ANALYZED YOUR ESCROW ACCOUNT AND YOUR PAYMENT MAY BE CHANGING

Your escrow account was recently reviewed and, as a result, the escrow portion of your monthly loan payment may be changing effective 03/01/2017.

Enclosed is an updated escrow analysis statement for your loan.

WHAT YOU NEED TO DO

There's nothing you need to do. Please keep this notification for your records.

QUESTIONS?

We're pleased to serve your home loan needs. If you have any questions, please call us at 1-800-669-6607, Monday-Friday 8a.m. to 9p.m. ET.

Bank of America, N.A. is required by law to inform you that this communication is from a debt collector. If you are currently in a bankruptcy proceeding or have previously obtained a discharge of this debt under bankruptcy law, this notice is for informational purposes only and is not an attempt to collect a debt, a demand for payment or an attempt to impose personal liability for a discharged debt.



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Bank of America



Home Loans

Account Number

Statement Date 01/13/2017

MARK AX
1035 3RD AVE
ASBURY PARK, NJ 07712

ESCROW ACCOUNT REVIEW

ESCROW EXPLAINED

This escrow statement is being sent for **informational purposes only**. It should not be construed as an attempt to collect a debt or to modify the terms of your Chapter 13 plan. Note that your Chapter 13 bankruptcy plan may provide for the Trustee to pay escrow amounts outstanding on your loan as of the date you filed your bankruptcy case or may otherwise provide for the Trustee to pay amounts due to escrow.

Part of your monthly loan payment goes into an account to pay for your property taxes and insurance premiums. During the year, payments are made out of this account when tax and insurance bills come due. This notice describes any changes needed in your monthly payment to maintain enough money in your escrow account to pay these bills. In our step-by-step analysis, we determine the data shown below to calculate your new escrow payment.

If this is your first escrow statement after filing your Chapter 13 bankruptcy, this escrow account review was performed as of the date you filed for bankruptcy and your new monthly escrow payment has been calculated according to applicable bankruptcy law. The amount shown in the Summary section below is the updated and correct amount due for the month shown. If you previously received a monthly coupon for the same due date, the payment amount below is intended to replace the coupon you previously received, as the coupon was prepared and sent before we had notice of your Chapter 13 bankruptcy filing.

If this is an annual escrow statement provided during your Chapter 13 bankruptcy, we've prepared this escrow statement to track your escrow obligations during the period when you're making payments under the terms of your Chapter 13 plan.

If you have filed a Chapter 13 plan that provides for maintaining your home, our step-by-step analysis is based on the assumption that you will be making your Chapter 13 plan payments, including plan payments to pay amounts due from the period before your bankruptcy filing or otherwise due under your Chapter 13 plan. If you're unable to complete your plan payments and your case is dismissed, converted to a Chapter 7, or the automatic stay is lifted, then your monthly escrow payment will need to be recalculated to account for the cure amounts still due from the period before your bankruptcy filing or otherwise due under your Chapter 13 plan.

See below for:

- an in-depth explanation of each step of your escrow analysis
- side-by-side comparison of last year's projected and actual data

SUMMARY

Base amount needed (<i>see Step 1</i>)	The expected monthly amount needed to pay your property taxes and insurance premiums	\$629.64
Shortage payment (<i>see Step 2</i>)	The monthly amount you must pay into your escrow account to keep the balance from falling below zero during the year	\$0.00
Reserve requirement (<i>see Step 3</i>)	The monthly amount allowed by federal law for unexpected tax and insurance increases and other costs	\$44.82
New monthly escrow payment (<i>see Step 4</i>)		\$674.46
New total payment effective 03/2017 (<i>see Step 4</i>)		\$2,033.01

In future escrow analyses, Bank of America, N.A. reserves the right to assess the amount allowed by federal law for unexpected tax and insurance increases and other costs.

HOW WE CALCULATE YOUR ESCROW PAYMENT

STEP 1 Determine base amount needed for the year

<i>Escrow items</i>	<i>Amount needed</i>	<i>Frequency in months</i>	<i>Monthly amount needed</i>
City taxes	\$1,777.03	12	\$148.09
City taxes	1,688.61	12	140.72
City taxes	1,324.53	12	110.38
City taxes	1,324.52	12	110.38
Homeowners insurance	1,441.00	12	120.08
Total monthly base payment amount			\$629.64

STEP 2 Determine lowest projected balance

In the chart below, we project the amounts you will pay into your escrow account next year and the amounts we will pay out for your insurance and tax bills. Remember, these figures are only projections and may not reflect the actual payments made at the time they are due.

<i>Month</i>	<i>Escrow deposit(s)</i>	<i>Tax payment(s)</i>	<i>Insurance payment(s)</i>	<i>MIP/PMI payment(s)</i>	<i>Balance</i>
Post Petition Beginning Balance					\$1,346.09
March 2017	629.64				1,975.73
April 2017	629.64	1,324.52			1,280.85

Bank of America**Home Loans****Account Number** [REDACTED]**Statement Date** 01/13/2017MARK AX
1035 3RD AVE
ASBURY PARK, NJ 07712**STEP 2 Determine lowest projected balance - continued**

<i>Month</i>	<i>Escrow deposit(s)</i>	<i>Tax payment(s)</i>	<i>Insurance payment(s)</i>	<i>MIP/PMI payment(s)</i>	<i>Balance</i>
May 2017	629.64				1,910.49
June 2017	629.64				2,540.13
July 2017	629.64	1,777.03			1,392.74
August 2017	629.64				2,022.38
September 2017	629.64				2,652.02
October 2017	629.64	1,688.61			1,593.05
November 2017	629.64				2,222.69
December 2017	629.64		1,441.00		1,411.33
January 2018	629.64	1,324.53			716.44 *
February 2018	629.64				1,346.08
Post Petition Ending Balance					\$1,346.08

Lowest projected balance 716.44**Shortage payment amount** \$0.00

The Post-Petition Beginning and Ending balances above are projected balances, which assume that all payments due under your Chapter 13 bankruptcy plan will be made, including your regularly scheduled mortgage payments due after the bankruptcy filing and all plan payments to cure amounts due from the period before your bankruptcy filing or otherwise due under your Chapter 13 plan.

At the time of analysis, Bank of America, N.A. assumes that all scheduled mortgage payments will be made to the effective date of your new payment.

* Using the Post-Petition balances, your Lowest Projected Balance (LPB) reflects a positive balance (a balance greater than zero). In the next step, we will compare this amount to your escrow reserve requirement to determine if there is an overage.

STEP 3 Determine reserve requirement

Federal law allows for the collection of a reserve amount to maintain a cushion for unexpected tax and/or insurance increases and other costs.

The reserve used for this period is shown below.

Lowest Projected Balance (<i>see Step 2 above</i>)	716.44
Total reserve requirement (16.6% of the base amount) *	\$1,254.24
Additional amounts required	537.80
Monthly reserve requirement (537.80 divided by 12)	\$44.82

Potential overage \$0.00

* Base amount equals the total of payments anticipated to be paid out of the escrow account during the year but excludes Private Mortgage Insurance (PMI) or Mortgage Insurance Premium (MIP) amounts.

**STEP 4 Determine monthly payments
Calculation of monthly escrow payment**

Base amount needed for taxes and/or insurance (<i>see Step 1</i>)	\$629.64
Shortage payment (<i>see Step 2</i>)	.00
Reserve requirement (<i>see Step 3</i>)	44.82
Total monthly escrow payment	\$674.46

Calculation of monthly payment

Principal and/or interest	\$1,358.55
Optional products	\$0.00
Buydown assistance	\$0.00
Total monthly escrow payment	674.46
Total monthly payment effective 03/2017	\$2,033.01

**LAST YEAR
IN REVIEW****Current analysis compared to previous****Monthly amount**

<i>Amount needed for taxes and insurance</i>	<i>Last analysis</i>	<i>This analysis</i>
City taxes	\$132.26	\$148.09
City taxes	120.09	140.72
City taxes	110.38	110.38
City taxes	110.38	110.38
Homeowners insurance	120.67	120.08
Total base escrow payment	\$593.77	\$629.64
Shortage payment	.00	.00
Reserve requirement	89.63	44.82
Rounding amount	.00	.00

Bank of America



Home Loans

Account Number [REDACTED]

Statement Date 01/13/2017

MARK AX
1035 3RD AVE
ASBURY PARK, NJ 07712

LAST YEAR IN REVIEW Continued	Current analysis compared to previous	Monthly amount	
		Last analysis	This analysis
	Amount needed for taxes and insurance		
	Monthly escrow payment	683.40	\$674.46
	Principal and/or interest	\$1,358.55	\$1,358.55
	Optional products	\$0.00	\$0.00
	Buydown assistance	\$0.00	\$0.00
	Monthly escrow payment	683.40	674.46
	Total payment amount	\$2,041.95	\$2,033.01

Summary of escrow change

As shown, your base escrow amount increased. Your reserve percentage remained unchanged. Your reserve payment decreased. The result of these factors caused your total escrow payment to decrease.

A side-by-side comparison of last year's projected escrow account activity and actual activity for last year can be found below.

Last year's escrow payments

If you have recently filed a Chapter 13 bankruptcy, then we have provided below a side-by-side comparison of your prior projected escrow account activity to the actual account activity.

If this is an annual escrow statement provided during your Chapter 13 bankruptcy, then the projected escrow account activity below was performed in accordance with the terms of your Chapter 13 plan. At the same time, we also maintained a separate accounting that reflected your escrow account activity as indicated under the terms of your loan documents outside of bankruptcy (shown below under the heading "Actual"). The Actual escrow activity includes both the receipt of your regular monthly mortgage payments to escrow and any cure payments made under the terms of your Chapter 13 plan for escrow amounts due from the period before your bankruptcy filing or otherwise due under your Chapter 13 plan. Below is the side-by-side comparison of the plan projected activity to the actual activity for last year. Upon the completion of your Chapter 13 plan, if all payments due under the Chapter 13 plan are received and taxes and insurance were paid in the amounts anticipated, then the projected and actual ending balances should match. If you are unable to complete your Chapter 13 plan payments and your case is dismissed, converted to a Chapter 7 or the automatic stay is lifted, then the actual accounting shown below will be used in performing your next escrow analysis.

Projected					Actual				
Date	Activity	Paid in	Paid out	Balance	Date	Activity	Paid in	Paid out	Balance
	Beginning balance			\$2,025.51		Beginning balance			\$210.99
01/02/2016	City taxes		1,324.53	700.98 *	03/11/2016	Feb Payment	489.99		700.98
03/01/2016	Mar Payment	683.40		1,384.38	03/15/2016	Mar Payment	683.40		1,384.38
04/01/2016	Apr Payment	683.40		2,067.78	04/21/2016	City tax pmt		1,324.52	59.86
04/02/2016	City taxes		1,324.53	743.25	04/25/2016	Apr Payment	683.40		743.26
05/01/2016	May Payment	683.40		1,426.65	06/24/2016	May Payment	683.40		1,426.66
06/01/2016	Jun Payment	683.40		2,110.05	06/24/2016	Jun Payment	683.40		2,110.06
07/01/2016	Jul Payment	683.40		2,793.45	07/01/2016	Payment reversal	-683.40		1,426.66
07/02/2016	City taxes		1,587.07	1,206.38	07/01/2016	Payment reversal	-683.40		743.26
08/01/2016	Aug Payment	683.40		1,889.78	07/01/2016	Payment reversal	-683.40		59.86
09/01/2016	Sep Payment	683.40		2,573.18	07/01/2016	Apr Payment	683.40		743.26
10/01/2016	Oct Payment	683.40		3,256.58	07/01/2016	May Payment	683.40		1,426.66
10/02/2016	City taxes		1,441.09	1,815.49	07/01/2016	Jun Payment	683.40		2,110.06
11/01/2016	Nov Payment	683.40		2,498.89	07/29/2016	City tax pmt		1,777.03	333.03
12/01/2016	Dec Payment	683.40		3,182.29	08/01/2016	Jul Payment	683.40		1,016.43
12/02/2016	Homeowners insurance		1,448.00	1,734.29	08/01/2016	Aug Payment	683.40		1,699.83
01/01/2017	Jan Payment	683.40		2,417.69	10/11/2016	Sep Payment	683.40		2,383.23
01/02/2017	City taxes		1,324.53	1,093.16	10/11/2016	Oct Payment	683.40		3,066.63
02/01/2017	Feb Payment	683.40		1,776.56	10/21/2016	City tax pmt		1,688.61	1,378.02
	Ending balance			\$1,776.56	11/09/2016	Homeowners ins pmt		1,441.00	-62.98 *
					11/14/2016	Nov Payment	683.40		620.42
					12/12/2016	Dec Payment	683.40		1,303.82
					01/01/2017	City taxes		1,324.53	-20.71 P
					01/13/2017	Jan Payment	683.40		662.69 P
					01/13/2017	Feb Payment	683.40		1,346.09 P
						Ending balance			\$1,346.09

Summary of escrow payments and disbursements

City taxes	7,001.75
Homeowners insurance	1,448.00
Payments	8,200.80

Summary of escrow payments and disbursements

City taxes	6,114.69
Homeowners insurance	1,441.00
Payments	10,740.99
Payment reversal	2,050.20

* Lowest projected balance

P - The letter (P) beside an amount indicates that the payment or disbursement has not yet occurred but is estimated to occur as shown.

In performing the projection above, Bank of America, N.A. assumed that all regularly scheduled mortgage payments would be made that were due prior to the projection period.